

**IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE**

Applicant:	Palkie et al.	Docket No.:	50722.0100
Serial No.:	10/758,141	Group Art Unit No.:	3742
Filing Date:	January 15, 2004	Examiner:	Thor S. Campbell
Confirmation No.	5772		
TITLE:	WAX DISPENSER FOR HOT WAX APPLICATIONS		

**PETITION FOR REVIVAL OF AN UNINTENTIONALLY  
ABANDONED APPLICATION PURSUANT TO  
37 C.F.R. §1.137(b)**

Assistant Commissioner for Patents  
Box DAC  
Washington, D.C. 20231-9998

Sir:

Applicants hereby petitions the Commissioner to accept payment of the issue fee later than three months after the mailing of the Notice of Allowance as though no abandonment had ever occurred since the entire delay in payment was wholly unintentional.

The above-identified application was abandoned on April 12, 2007 by failure to make timely payment of the issue fee. Applicant's failure to make timely payment of the issue fee was inadvertent and wholly unintentional. Further, the entire delay in paying the issue fee from the April 12, 2007 due date of the payment until the filing of this petition pursuant to § 1.137(b) was unintentional.

Applicant submits herewith the following:

Declaration of Mia Palkie, CEO of Wax Figures, Inc., declaring that the delay in paying the issue fee was unintentional;

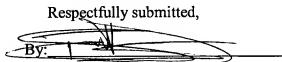
Request to charge the Snell & Wilmer Deposit Account, No. 19-2814 for \$1,450.00 in payment of the issue fee as set forth in 37 C.F.R. § 1.18(a), and in payment of the fee for the unintentionally delayed payment of the fee for issuing a patent as required by 37 C.F.R. § 1.137(b)(2) as set forth in 37 C.F.R. § 1.17(m).

Issue Fee Transmittal (PTOL-85)

In the event of any deficiency or overpayment in the prescribed fees, the Assistant Commissioner is hereby authorized to charge any such deficiency or credit any such overpayment to Deposit Account No. 19-2814. Should the Petitions Examiner wish to discuss any of the foregoing in greater detail, or deem that a telephone call would further advance this Petition, the undersigned would welcome a telephone call at the number listed below.

Respectfully submitted,

Dated: 5-17-2007

By: 

**SNELL & WILMER L.L.P.**  
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Bradford A. Donovan  
Reg. No. 58,483

PATENT**IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE**

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**DECLARATION OF MIA PALKIE  
IN SUPPORT OF PETITION TO REVIVE  
UNINTENTIONALLY ABANDONED APPLICATION**

1. I, Mia Palkie, make this Declaration in support of the accompanying Petition to Revive an Unintentionally Abandoned Application (the "Petition") regarding the above-identified U.S. Patent application.
2. A Notice of Allowance was issued by the U.S. Patent and Trademark Office on January 12, 2007 and Applicant's issue fee payment was due on or before April 12, 2007 (the three-month term).
3. The delay in filing a payment of issue fee was unintentional. Applicant always intended to fully prosecute this application and it was not Applicant's intention to allow this application to become abandoned. Applicant therefore requests the Assistant Commissioner to grant this Petition and accept the payment of issue fee submitted herewith.
4. The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of this application and any registration resulting therefrom, declares that the facts set forth in the Petition are true; that all statements made herein of his own knowledge are true; and that all statements made on information and belief are believed to be true.

Dated: 5/16/07By   
Mia PalkieTitle: CEO/ President